*** NOT FOR PUBLICATION ***

NO. 27436

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

EDMUND M. ABORDO, Petitioner-Appellant vs.

STATE OF HAWAI'I, Respondent-Appellee

APPEAL FROM THE FIRST CIRCUIT COURT (S.P.P. NO. 05-1-0044; CR. NO. 93-0737)

ORDER DISMISSING APPEAL

(By: Nakayama, J., for the court1)

On January 18, 2006, this court ordered Appellant pro se to either file the statement of jurisdiction and opening brief in the above entitled matter or an appropriate dismissal of the appeal within 30 days from the date of the order. Appellant having failed to comply and it appearing that the statement of jurisdiction and opening brief is in default,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, March 22, 2006.

FOR THE COURT:

Associate Justice

¹Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.